

0956-618X | VOL 15 NO 3 | SEPTEMBER 2013

# Ecclesiastical Law Journal

PUBLISHED BY CAMBRIDGE UNIVERSITY PRESS  
ON BEHALF OF THE ECCLESIASTICAL LAW SOCIETY

# Ecclesiastical Law Journal

Editor **Will Adam**  
Consultant Editor **Mark Hill QC**  
Book Review Editor **David Harte**  
Case Notes Editor **Ruth Arlow**  
Parliament & Synod Editor **Frank Cranmer**

## EDITORIAL BOARD

**Professor Sir John Baker QC** University of Cambridge  
**Garth Blake SC** Professional Standards Commission, Anglican Church of Australia  
**Professor Ana María Celis Brunet** Catholic University of Chile, Santiago  
**Professor Norman Doe** Centre for Law and Religion, Cardiff University  
**Professor Silvio Ferrari** University of Milan  
**The Right Worshipful Charles George QC** Dean of the Arches, London  
**Professor Richard Helmholz** University of Chicago  
**Sir John Laws** Lord Justice of Appeal, London  
**Professor Douglas Laycock** University of Virginia School of Law  
**Professor Ian Leigh** Department of Law, Durham University  
**Professor David McClean QC** Chancellor of the Diocese of Sheffield  
**Professor Javier Martínez-Torrón** Complutense University, Madrid  
**Dr Robert Ombres OP** Blackfriars Hall, University of Oxford  
**Professor Julian Rivers** School of Law, University of Bristol  
**Professor Dr Gerhard Robbers** University of Trier  
**Stephen Slack** Registrar and Chief Legal Adviser to the General Synod  
**Professor Marco Ventura** Catholic University of Leuven  
**Professor John Witte Jr** Center for the Study of Law and Religion, Emory University, Atlanta

---

## Subscriptions

The *Ecclesiastical Law Journal* (ISSN 0956-618X) provides authoritative coverage and incisive commentary upon the laws applicable to Anglican churches and other religions and faith communities from ecumenical, international, social, historical, theological and comparative perspectives. It is published three times a year in January, May and September. Three parts form a volume. The subscription price which includes delivery by air where appropriate (but excluding VAT) of volume 15, 2013, which includes print and online access, is £129 (US \$241 in USA, Canada and Mexico) for institutions and individual subscribers. Single parts are £47 (US \$84 in USA, Canada and Mexico) plus postage. EU subscribers (outside the UK) who are not registered for VAT should add VAT at their country's rate. VAT registered members should provide their VAT registration number. Japanese prices for institutions (including ASP delivery) are available from Kinokuniya Company Ltd, P.O. Box 55, Chitose, Tokyo 156, Japan.

Orders, which must be accompanied by payment, may be sent to a bookseller, subscription agent or direct to the publisher: Cambridge University Press,

The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU; or in the USA, Canada and Mexico: Cambridge University Press, 32 Avenue of the Americas, New York, NY 10013-2473.

## Copying

This journal is registered with the Copyright Clearance Center, 222 Rosewood Drive, Danvers, MA 01923, USA. Organizations in the USA who are also registered with the CCC may therefore copy material (beyond the limits permitted by sections 107 and 108 of US Copyright law) subject to payment to the CCC of the per copy fee of \$15.00. This consent does not extend to multiple copying for promotional or commercial purposes. Code 0956-618X/12. ISI Tear Sheet Service, 3501 Market Street, Philadelphia, PA 19104, USA, is authorized to supply single copies of separate articles for private use only. Organizations authorized by the Copyright Licensing Agency may also copy material subject to the usual conditions. For all other use, permission should be sought from Cambridge or from the American Branch of Cambridge University Press.

© The Ecclesiastical Law Society 2013

# Contents

## EDITORIAL

- 257 *Will Adam*

## ARTICLES

- 259 Belief and Unbelief: Two Sides of a Coin  
*Grace Davie*
- 267 The Teaching of Church Law: An Ecumenical Exploration Worldwide  
*Norman Doe*
- 293 Sharia Law in Religious Arbitration in the United Kingdom  
*Jessie Brechin*
- 316 Methodist Ministers: Employees or Office Holders?  
*Frank Cranmer*

## COMMENT

- 326 Religion and EU Institutions  
*Pasquale Annichino*
- 332 Succession to the Crown Act 2013  
*Christopher Hill*
- 334 Niqabs in Canadian Courts: *R v NS*  
*M H Ogilvie*

## NOTABLE ECCLESIASTICAL LAWYERS: III

- 344 Hugh Davies  
*Richard Helmholz*

## PARLIAMENTARY REPORT

- 349 *Frank Cranmer*

## CONFERENCE REPORTS

- 354 Ecclesiastical Law Society Residential Conference  
*Matthew Chinery*
- 356 The Fourteenth Colloquium of Anglican and Roman Catholic Canon Lawyers  
*Fintan Gavin*

## BOOK REVIEWS

- 359 Reshaping Ecumenical Theology: The Church Made Whole?, by Paul Avis  
*Review by Gareth J Powell*
- 361 Religion and Change in Modern Britain, edited by Linda Woodhead and Rebecca Catto  
*Review by Frank Cranmer*

- 364 The Established Church: Past, Present and Future, edited by Mark Chapman,  
Judith Maltby and William White  
*Review by Chris Donnelly*
- 365 Canon Law: A Comparative Study with Anglo-American Legal Theory, by John J  
Coughlin OFM  
Law, Person, and Community: Philosophical, Theological, and Comparative  
Perspectives on Canon Law, by John J Coughlin OFM  
*Review by Ed Morgan*
- 369 Law and Religion in Europe: A Comparative Introduction, by Norman Doe  
*Review by David McClean*

CASE NOTES

- 371 *Edited by Ruth Arlow*

CONSOLIDATED LIST OF CONTENTS FOR VOLUME 15